

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Helmut PEISE et al.

Serial No.: 10/815,192

Filed: March 31, 2004

For: Apparatus for Gasification of Combustion and
Waste Materials Containing Carbon and Ash

Examiner: Kennedy, J.

Group Art: 1764

Mail Stop **AF**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

S I R:

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision dated October 7, 2008 of the Primary Examiner twice or finally rejecting claims 1-7.

The items checked below are appropriate:

1. ☒ The time for response to the Office Action of October 7, 2008 expires on April 7, 2009.
2. ☐ A -month extension of time for response to the Office Action dated was filed on . [No additional extensions of time are required.]
- 3a. ☐ Applicant(s) hereby request(s) a one two three-month extension of the original shortened statutory response period set in the Office Action of . Payment in the amount of for the government fee for an extension of time is enclosed herewith.
- 3b. ☒ This is not the first request for an extension of time relative to the outstanding paper. The period for response has already been extended by two-months by petition dated March 9, 2009. Please extend the time for response by an additional one-month. With this extension, the deadline for filing the required paper will be April 7, 2009. Payment for the additional extension fee of \$620.00 is enclosed.

4. [x] Payment of the appeal fee of \$540.00
 [] is enclosed herewith.
 [] No additional fee is required (fee paid in prior appeal).
 [x] Charge the fee to Deposit Account No. 03-2412.
5. [x] Charge any additional fees required, for example, for lodging this appeal or for filing the Appeal Brief, not otherwise paid, to Deposit Account No. 03-2412.

Respectfully submitted,
COHEN PONTANI LIEBERMAN & PAVANE LLP

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Dated: April 7, 2009